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4 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
5 AT TACOMA

6 BRENNAN PATRICK PENROSE,

7 Petitioner,

8 v.

9 STATE OF WASHINGTON
DEPARTMENT OF CORRECTIONS,

10 Respondent.

Case No. C19-5071-RBL-TLF

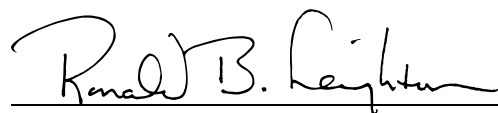
ORDER ADOPTING REPORT AND
RECOMMENDATION

11 THIS MATTER is before the Court on Magistrate Judge Fricke's Report and
12 Recommendation [Dkt. 8], recommending that the Court dismiss petitioner's federal habeas
13 petition without prejudice.

- 14 (1) The Magistrate Judge's Report and Recommendation is ADOPTED;
15 (2) Petitioner's federal habeas petition (Dkt. 1) is dismissed without prejudice;
16 (3) The Clerk is directed to send copies of this Order to petitioner and to Magistrate Judge
17 Fricke.

18 IT IS SO ORDERED.

19 Dated this 20th day of May, 2019.
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23 Ronald B. Leighton
24 United States District Judge
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